



1616 1616

Docket No.: 00143-00244-US

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE, POST OFFICE TO ADDRESSEE UNDER 37 C.F.R. '1.10 ON THIS sat DAY OF April, 2006 AND IS ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

Shirley Brooks

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Peter Neu et al.

Application No.: 10/517,722

Confirmation No.: 6059

Filed: 12/10/04

Art Unit: 1616

For: XENON-CONTAINING SPASMOLYTIC

Examiner: Ernst V. Arnold

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with applicants' duty to disclose attached are PTO-1449 form and the non-U.S. patent documents referred to therein. Also attached is a copy of the International Search Report from the corresponding PCT application. It is noted that the documents listed in this Information Disclosure Statement make of record the prior art cited in that International Search Report and in co-pending applications Serial Nos. 10/380,869; 10/518,067; and 10/517,723 as well as the International Search Reports from those applications. These applications also relate to uses of xenon.


With regard to the non-English language documents the following is noted. An English language counterpart of FR 2 812 545 is U.S. application 2002/0033174 which was cited in the Office Action in this application. An English language abstract is attached to FR 2 538 704. An English language abstract is attached to DE 199 38 800. With regard to DE 199 33 704 attached

is an English language translation of claims 1-2. With regard to DE 199 10 986 the counterpart thereof is cited WO 00/53192.

The Commissioner is authorized to charge Deposit Account No. 03/2775 with regard to the fee due for this Information Disclosure Statement.

Dated: 4/5/06

Respectfully submitted,

By 

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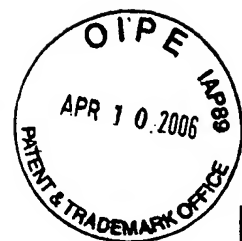
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PTO/SB/08a/b (08-03)

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Substitute for form 1449A/B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Application Number	10/517,722
				Filing Date	December 10, 2004
				First Named Inventor	Peter Neu, et al.
				Art Unit	1616
				Examiner Name	Ernst V. Arnold
Sheet	1	of	1	Attorney Docket Number	MG-2513 (143*244)

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	4,292,603	09-1981	Hutchinson	
	AB	6,197,323	03-2001	Georgieff, Michael	
	AC	US-2002/0033174	03-2002	Lecourt et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ -Kind Code ⁵ (if known)				
	BA	WO 00/76545	12-2000	Franks		
	BB	WO 98 40083	00-17-1998	Georgieff		
	BC	WO 02 09731	02-07-2002	L'Air Liquide Sante		
	BD	WO 02 22141	03-21-2002	Messer Griesheim		
	BE	WO 02 078863	10-10-2002	Picoliter		
	BF	WO 02 22116	03-21-2002	Coppin Arnold, et al.		
	BG	FR 2 812 545	02-08-2002	Air Liquide Sante		
	BH	FR 2 538 704	07-06-1984	France Prod Oxygenes Co.		
	BI	DE 199 38 800	02-22-2001	S. Hubner		
	BJ	DE 199 33 704	02-25-2001	M. Georgieff		
	BK	DE 199 10 986	09-21-2000	AGA AB		
	BL	EP 0 523 315	01-20-1993	Union Carbide		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Webster N R et al.: "Xenon Increases Arterial Pressure in Anaesthetized Rats" British Journal of Anaesthesia, Bd. 83, Nr. 1, Juli 1999 (1999-07), Seiten 181P-182P, XP001056315; Seite 182P, Absatz 2-4	
		Franks N P et al.: "How does Xenon produce Anaesthesia?" Nature, Macmillan Journals Ltd. London, GB, Bd. 396, Nr. 6709, 26. November 1998 (1998-11-26), Seite 324 XP00096077; ISSN: 0028-0836 gesamtes Dokument	
		Database Inspec [online] Institute of Electrical Engineers, Stevenage, GB; Kashiwagi's Et al: "Measurement and imaging of cerebral blood flow with stable xenon and computed tomography (Xe-CT)" Database accession no. 2912077 XP002191541 Zusammenfassung & Electromedica, 1986, West Germany, Bd. 54, N4. 4, Seiten 136-144, ISSN: 0013-4724	
		Giunta, et al. "Xenon: A review of its Anaesthetical and Pharmacological Properties", pp. 95-103 (June, 1996)	

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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	Date Considered
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